

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

**SHULAR CONTRACTING, INC. AND
MICHAEL L. SHULAR**

PLAINTIFFS

V.

CIVIL ACTION NO. 1:09CV206LGRHW

**GULF CONCRETE, LLC AS SUCCESSOR
BY MERGER WITH BAYOU CONCRETE, INC.**

DEFENDANT

STIPULATION OF DISMISSAL

Pursuant to Rule 41 (a)(1), F.R.C.P., the plaintiffs hereby stipulate that the Third Party Complaint filed against Keith Waits Construction Co., Inc. is hereby dismissed.

Respectfully submitted,

SHULAR CONTRACTING, INC. AND
MICHAEL L. SHULAR

BY: /s/ Ron A. Yarbrough
Ron A. Yarbrough, MSB # 6330

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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court using the ECF System which sent notification of such filing to the following:

Mr. Richard W. Franklin
Armbrecht Jackson, LLP
1300 Riverview Plaza
63 S. Royal Street
Mobile, Alabama 36602

THIS the 23rd day of June, 2009.

/s/ Ron A. Yarbrough
Ron A. Yarbrough